

12-10-01

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UTILITY PATENT APPLICATION TRANSMITTAL*Submit an original and a duplicate for fee processing
(Only for new nonprovisional applications under 37 CFR 1.53(b))*10/01/01
U.S. PTO
12/10/01

ADDRESS TO:
**Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231**

Attorney Docket No. 93,354-SS
First Named Inventor Roninson et al.
Express Mail No. EL604657536US

APPLICATION ELEMENTS		ACCOMPANYING APPLICATION PARTS
<p>1. <input checked="" type="checkbox"/> Transmittal Form with Fee</p> <p>2. <input checked="" type="checkbox"/> Specification (including claims and abstract) [Total Pages 54]</p> <p>3. <input checked="" type="checkbox"/> Drawings [Total Sheets 40]</p> <p>4. <input checked="" type="checkbox"/> Oath or Declaration [Total Pages 2]</p> <p>a. <input type="checkbox"/> Newly executed</p> <p>b. <input checked="" type="checkbox"/> Copy from prior application [Note Boxes 5 and 18 below]</p> <p>i. <input type="checkbox"/> <u>Deletion of Inventor(s)</u> Signed statement attached deleting inventor(s) named in the prior application</p> <p>5. <input checked="" type="checkbox"/> Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.</p> <p>6. <input type="checkbox"/> Computer Code Listing (See 1.96)</p> <p>a. <input type="checkbox"/> Microfiche Appendix</p> <p>b. <input type="checkbox"/> CD-Rom (in duplicate, with separate transmittal)</p> <p>7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission</p> <p>a. <input type="checkbox"/> Computer Readable Copy</p> <p>b. <input type="checkbox"/> Paper Copy</p> <p>c. <input type="checkbox"/> Statement verifying above copies</p> <p>8. <input checked="" type="checkbox"/> Small Entity Status</p> <p><input type="checkbox"/> is claimed</p> <p><input type="checkbox"/> Statement filed in prior application; status still proper and desired</p> <p><input checked="" type="checkbox"/> is no longer claimed.</p>		<p>9. <input type="checkbox"/> Assignment Papers</p> <p>10. <input type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)</p> <p><input type="checkbox"/> PTO-1449 Form</p> <p><input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s)</p> <p>16. <input type="checkbox"/> A Request for non-publication pursuant to 35 U.S.C. § 122(b)(2)(B)(i)</p> <p>17. <input type="checkbox"/> Other:</p>
<p>18. <input checked="" type="checkbox"/> This is a CONTINUING APPLICATION. Please note the following:</p> <p>a. <input checked="" type="checkbox"/> This is a <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part of prior application 09/568,315 filed May 9, 2000.</p> <p>b. <input type="checkbox"/> Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one claim must remain.)</p> <p>c. <input type="checkbox"/> Amend the specification by inserting before the first line the sentence: This is a <input type="checkbox"/> continuation <input type="checkbox"/> divisional <input type="checkbox"/> continuation-in-part of application Serial No. _____</p> <p>d. <input type="checkbox"/> The prior application is assigned of record to _____</p>		

UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 93,354-SS

APPLICATION FEES

BASIC FEE				\$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	8 -20=		x \$18.00	\$
Independent Claims	4 - 3=	1	x \$84.00	\$ 84.00
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+\$280.00	\$
			Total of above calculations =	\$
			Reduction by 50% for filing by small entity =	\$()
<input type="checkbox"/> Assignment fee if applicable			+ \$40.00	\$
			TOTAL =	\$ 824.00

19. Please charge my Deposit Account No. 13-2490 in the amount of \$20. A check in the amount of \$824.00 is enclosed.

21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:

- a. Fees required under 37 CFR 1.16.
- b. Fees required under 37 CFR 1.17.
- c. Fees required under 37 CFR 1.18.

22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

23. CERTIFICATE OF MAILING

I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Asst. Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.

24. USPTO CUSTOMER NUMBER



20306

PATENT TRADEMARK OFFICE

McDonnell Boehnen Hulbert & Berghoff

25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name	Kevin E. Noonan
Reg. No.	35,303
Signature	
Date	December 4, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 93,354-SS)

PATENT

In application of:)
Roninson *et al.*) Before the Examiner:
Serial No. To be assigned) J. Ketter
Filed: December 4, 2001) Group Art Unit: 1636
For: Genes and Genetic Elements Associated)
With Sensitivity to Chemotherapeutic)
Drugs)

TRANSMITTAL LETTER

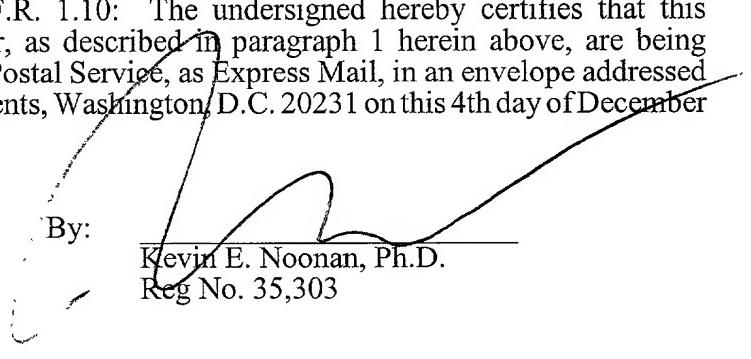
Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Divisional Application Transmittal Letter
 - b. Specification, claims and drawings, and executed Declaration and Power of Attorney.
 - c. Preliminary Amendment
2. With respect to additional fees:
 - a. A filing fee of \$824.00 is required.
3. Enclosed please find a check in the amount of \$824.00.
4. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. **13-2490**. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this Transmittal Letter and this paper, as described in paragraph 1 herein above, are being deposited with the United States Postal Service, as Express Mail, in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on this 4th day of December 2001.

By:


Kevin E. Noonan, Ph.D.
Reg No. 35,303